



TO: JOHN MC CORMACK, DIRECTOR OF SERVICES
FROM: DENIS MALONE, SENIOR PLANNER
SUBJECT: Determination of requirement for Strategic Environmental Assessment or Appropriate Assessment of Proposed material alteration to Amendment 1 Castlecomer Local Area Plan 2009
DATE: 27TH MARCH 2012

I refer to the requirement under Section 20 (3)(d)(ii)(l)(f) of the Planning and Development (Amendment) Act 2010 in relation to considering whether or not proposed material alterations to Proposed Amendment 1 to the Castlecomer Local Area Plan requires a Strategic Environmental Assessment or Appropriate Assessment or both.

In accordance with Section 20 (3)(c) of the Planning and Development Act, 2000 (as amended) a Manager's Report was prepared on submissions to Amendment 1 under Section 20 (c)(ii) of the Planning and Development Act, 2000 (as amended). Following consideration of this Manager's Report at the Council meeting on the 20th March 2012, the Council resolved to make the Amendment with further alterations.

These proposed alterations are attached and should be read in conjunction with Proposed Amendment 1.

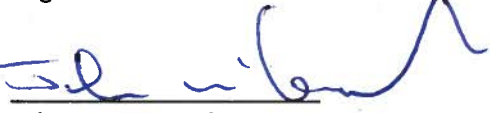
The proposed alterations as set out in this report have been assessed to determine whether a Strategic Environmental Assessment or Appropriate Assessment or both would be required. It has been determined that the alterations proposed are not considered to have significant effects on the environment or will not adversely affect the integrity of a European Site and they do not result in a requirement for SEA or AA.

Recommendation

I therefore recommend that neither a Strategic Environmental Assessment nor Appropriate Assessment is required for the proposed material alteration to proposed Amendment 1 to the Castlecomer Local Area Plan 2009-2015.


Denis Malone,
Senior Planner

I agree with the above recommendation.


John McCormack,
Director of Services



Introduction

Screening reports on Strategic Environmental Assessment (SEA) and Appropriate Assessment (AA) accompany Amendment 1 to the Castlecomer Local Area Plan 2009. The Planning Authority determined that neither an SEA nor AA were required for Amendment 1.

In accordance with Section 20 (3) of the Planning and Development Act, 2000 (as amended) Kilkenny County Council is now proposing a number of alterations to Proposed Amendment 1 to the Castlecomer Local Area Plan, which would, if made, be a material alteration to Amendment 1. These alterations have arisen following the Elected Members review of the *Manager's Report on Submissions received to Proposed Amendment 1*.

As set out in Section 20 (3)(d)(ii)(l)(f) the Planning Authority shall determine if a strategic environmental assessment or an appropriate assessment or both such assessments are required to be carried out as respects the alteration, that would if made, be a material alteration of the Amendment.

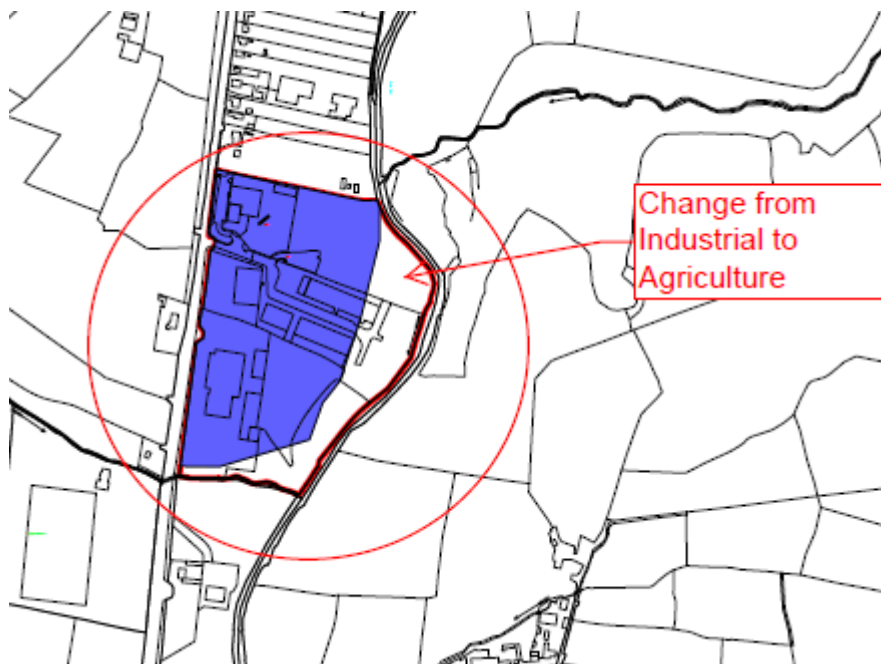
It should be noted that this report does not change the screening reports dated December 2011; this report supplements and should be read in conjunction with those reports.

The screening response to the Proposed Alterations with regard to the SEA environmental screening and AA screening are shown in **green text**.

Mapping change:

1 Map 4.2 - Change zoning of site in Ballyhimmin to reflect the recommendations of the Strategic Flood Risk Assessment Justification Test.

Change in zoning of 2.7 hectares from Industrial to Agriculture. No significant environmental effect, potential positive effect.



Flood Risk Assessment – Appendix 1 to Strategic Environmental Assessment Screening

The Flood Risk Assessment has been amended in line with the recommendations of the OPW.

Change to Flood Risk Assessment to include a Justification Test. No significant environmental effect, potential positive effect.